

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

NUR QADR,	)	
Plaintiff,	)	
	)	
vs.	)	Civil Action No. 14-123E
	)	Chief Judge Joy Flowers Conti/
	)	Chief Magistrate Judge Maureen P. Kelly
MR. MICHEAL OVERMYER	)	
<i>SUPERINTENDENT</i> ; MR.	)	
OBERLANDER <i>DEPUTY SUPT</i> ;	)	
DEPUTY HORTON <i>DEPUTY FACILITY</i>	)	
MR. DOMBROSKI <i>ACTING</i>	)	
<i>CORRECTIONS CLASSIFICATION</i>	)	
<i>PROGRAM MANAGER</i> ; MR. WILLIAM	)	
COLE <i>CORRECTIONS CLASSIFICATION</i>	)	
<i>PROGRAM MANAGER</i> ; MS. C.	)	
KENNEDY <i>GRIEVANCE</i>	)	
<i>COORDINATOR</i> ; MS. SEIGAL	)	
<i>GRIEVANCE COORDINATOR</i> ; JOHN	)	
DOE <i>FOOD SERVICE MANAGER</i> ; MR.	)	
MCQUOWN <i>FACILITY CHAPLAIN</i>	)	
<i>PROGRAM DIRECTOR</i> ; JOHN/JANE	)	
DOE <i>CORRECTIONS HEALTHCARE</i>	)	
<i>ADMINISTRATOR</i> ; MS. SMITH, RN	)	
<i>INFECTIOUS NURSE</i> ; DOCTOR	)	
HAVEWOOD <i>HEALTHCARE PROVIDER</i> ,	)	
Defendants.	)	

**ORDER**

AND NOW, this 30th\_ day of June, 2015, after Plaintiff filed an action in the above-captioned case, and after a Report and Recommendation was filed by the United States Magistrate Judge recommending that the case be dismissed as to Defendants John Doe, *Food Service Manager* and John/Jane Doe, *Corrections Healthcare Administrator* for failure to prosecute and giving the parties until May, 26, 2015, to file written objections thereto, and no objections having been filed,<sup>1</sup> and upon independent review of the record, and upon

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<sup>1</sup> Although it is not known whether Plaintiff would have filed objections to the Report and Recommendation had he received it, it is apparent from the record that Plaintiff refused to accept the copy of the Report and

consideration of the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that the Complaint filed in the above-captioned case with respect to Defendants John Doe, *Food Service Manager* and John/Jane Doe, *Corrections Healthcare Administrator* is dismissed for failure to prosecute.

By the Court:

/s/ Joy Flowers Conti  
Joy Flowers Conti  
Chief United States District Judge

cc: Honorable Maureen P. Kelly  
Chief United States Magistrate Judge

Nur Qadr  
BC-8580  
SCI Forest  
P.O. Box 945  
Marienville, PA 16239

Jeffrey Pratt  
BC-8580  
SCI Forest  
P.O. Box 945  
Marienville, PA 16239

All Counsel of Record Via CM-ECF

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Recommendation mailed to him under his legal name, Jeffrey Pratt, and the State Correctional Facility where Plaintiff is incarcerated has returned to the Court the copy of the Report and Recommendation mailed to Plaintiff under his adopted name, Nur Qadr, because Plaintiff is not incarcerated under that name. See 5/29/15 Staff Notes. Because this has been an on-going problem in this case, the Court issued an Order on March 6, 2015, directing Plaintiff to use his legal name, Jeffrey Pratt, on all documents filed with the Court until such time as he has legally changed his name to Nur Qadr so that the Court could communicate with him and his case could proceed. ECF No. 28. It is a direct result of Plaintiff's failure to comply with this Order and his refusal to accept court mail addressed to Jeffrey Pratt that he did not receive the Magistrate Judge's Report and Recommendation. Plaintiff, however, may not forestall the progression of his case by refusing to accept court orders and other communications from this Court.